

OVERSIGHT BOARD RESOLUTION 2013-10

A RESOLUTION OF THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE COMMUNITY DEVELOPMENT AGENCY OF THE CITY OF MISSION VIEJO APPROVING THE LONG-RANGE PROPERTY MANAGEMENT PLAN, SUBJECT TO SUBMITTAL TO, AND REVIEW BY THE DOF PURSUANT TO CALIFORNIA HEALTH AND SAFETY CODE, DIVISION 24, PART 1.85, AS AMENDED BY ASSEMBLY BILL 1484; AUTHORIZE POSTING AND TRANSMITTAL THEREOF; AND AUTHORIZE THE ADMINISTRATIVE SERVICES DIRECTOR, IN CONSULTATION WITH LEGAL COUNSEL, TO REQUEST AND COMPLETE MEET AND CONFER SESSION(S) WITH THE DOF AND MAKE AUGMENTATIONS, MODIFICATIONS, ADDITIONS OR REVISIONS AS MAY BE NECESSARY OR DIRECTED BY DOF.

WHEREAS, the Community Development Agency of the City of Mission Viejo ("former Agency") was established as a redevelopment agency that was previously organized and existing under the California Community Redevelopment Law, Health and Safety Code Section 33000, *et seq.* ("CRL"), and previously authorized to transact business and exercise powers of a redevelopment agency pursuant to action of the City Council of the City of Mission Viejo ("City"); and

WHEREAS, Assembly Bill x1 26 chaptered and effective on June 27, 2011 added Parts 1.8 and 1.85 to Division 24 of the California Health & Safety Code, which caused the dissolution of all redevelopment agencies and wind down of the affairs of former agencies, including as such laws were amended by Assembly Bill 1484 chaptered and effective on June 27, 2012 (together, the "Dissolution Laws"); and

WHEREAS, as of February 1, 2012 the former Agency was dissolved pursuant to the Dissolution Act and as a separate public entity, corporate and politic the Successor Agency to the Community Development Agency of the City of Mission Viejo ("Successor Agency") administers the enforceable obligations of the former Agency and otherwise unwinds the former Agency's affairs, all subject to the review and approval by a seven-member oversight board ("Oversight Board"); and

WHEREAS, pursuant to Section 34179 the Successor Agency's Oversight Board has been formed and the initial meeting has occurred on March 29, 2012; and

WHEREAS, Section 34179 provides that the Oversight Board has fiduciary responsibilities to holders of enforceable obligations and the affected taxing entities that benefit from distributions of property tax and other revenues pursuant to Section 34188 of Part 1.85 of the Dissolution Act; and

WHEREAS, Section 34191.5 (b) provides that a Long-Range Property Management Plan ("PMP") is submitted by the Successor Agency to the Oversight Board for review and approval before final review and approval by the State Department of Finance ("DOF"); and

WHEREAS, the Dissolution Act, as amended by AB 1484, in particular Section 34191.5 (b) requires that PMP shall be submitted to the DOF by the Successor Agency,

after approval by the Oversight Board, no later than six months after following the issuance to the Successor Agency of the Finding of Completion ("FOC"); and

WHEREAS, the DOF issued to the Successor Agency a FOC on May 24, 2013; and

WHEREAS, the Oversight Board has reviewed the PMP presented by the Successor Agency and desires to approve the PMP and to authorize the Successor Agency, to cause posting of such PMP on the Successor Agency website, and to direct transmittal of such PMP to the CAO, CAC, SCO, and the DOF; and

NOW, THEREFORE, BE IT RESOLVED BY THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE COMMUNITY DEVELOPMENT AGENCY OF THE CITY OF MISSION VIEJO:

Section 1. The foregoing recitals are incorporated into this Resolution by this reference, and constitute a material part of this Resolution.

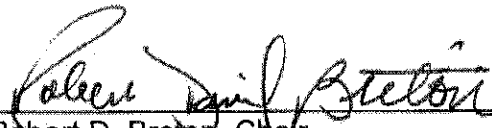
Section 2. Pursuant to the Dissolution Laws, the Oversight Board approves the PMP, submitted herewith as Attachment 1, which schedule is incorporated herein by this reference; provided however, that the PMP is approved. Further, the Administrative Services Director and her designees, in consultation with legal counsel, is hereby authorized to request and complete meet and confer session(s) with the DOF and authorized to make augmentations, modifications, additions or revisions as may be necessary or directed by DOF, and changes, if any, will be reported back to the Successor Agency and the Oversight Board.

Section 3. The Oversight Board approves the transmittal of the PMP to the DOF, State Controller's Office and County Auditor-Controller.

Section 4. The Administrative Services Director of the Successor Agency or her authorized designee is directed to post this Resolution, including the PMP, on the Successor Agency website pursuant to the Dissolution Act.

Section 5. The Secretary of the Oversight Board shall certify to the adoption of this Resolution.

APPROVED AND ADOPTED this 25th day of September 2013.

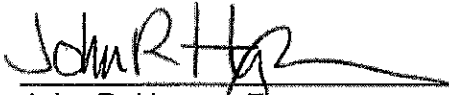

Robert D. Breton, Chair
Oversight Board of the Successor Agency to the
Community Development Agency of the City of
Mission Viejo

ATTEST:



Sherry Merrifield, Secretary
Oversight Board of the Successor Agency
to the Community Development Agency of the City of Mission Viejo

APPROVED AS TO FORM:
HARPER & BURNS LLP



John R. Harper, Esq.
Oversight Board Counsel


STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss.
CITY OF MISSION VIEJO)

I, Sherry Merrifield, Secretary of the Oversight Board of the Successor Agency to the Community Development Agency of the City of Mission Viejo, hereby certify that the foregoing resolution was duly adopted by the Oversight Board at a regular meeting held on the 25th day of September 2013, and that it was so adopted by the following vote:

AYES: Chair Breton, Board Member Butterfield, Board Member Dyas, Board Member Hampton and Board Member Peebles

NOES: None

ABSENT: Vice Chair Probolsky



Sherry Merrifield, Secretary
Oversight Board of the Successor Agency to the
Community Development Agency of the City of
Mission Viejo

**ATTACHMENT 1 TO
OVERSIGHT BOARD RESOLUTION NO. 2013-10**

LONG-RANGE MANAGEMENT PLAN

(attached)

PROPERTY INVENTORY DATA

[illegible]

PROPERTY INVENTORY DATA

[illegible]